IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 11TH OCTOBER 2007 / 19TH ASWINA 1929

WP(C).No. 30136 of 2007(K)

PETITIONER:

MANALI DESAI, AGED 41, D/O.SREEDHARA,
AUTHORISED SIGNATORY, YOGI DISPLAY ARTS PVT. LTD.
OFFICE YOGI HOUSE, 189A, ANAND ESTATE,
N.M.JOSHI MARG, CHINCHPOKLI (W),
MUMBAI-400011.

BY ADV. SRI.K.N.CHATHUKUTTY
SRI.R.T.PRADEEP
SRI.V.VIJULAL

RESPONDENTS:
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1. **THE COMMERCIAL TAX INSPECTOR, COMMERCIAL TAX CHECK POST, WALAYAR.**

2. **BHARTI AIRTEL LTD. REPRESENTED BY ITS AUTHORISED SIGNATORY, C.SANKAR, N.H.BYPASS, KUNDANNOOR JUNCTION, MARADU P.O, KOCHI-682304.**

3. **M/S.SPARTAN EVENTS AND ADVERTISERS, DOOR NO.62/1525, OPP.MODERN PUBLIC SCHOOL, KALOOR, KOCHI 682017.**

BY GOVERNMENT PLEADER SRI.K.P.PRADEEP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) NO. 30136 OF 2007 K

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Dated this the 11th day of October, 2007

J U D G M E N T

The detention of the vehicle and the goods as per Ext.P6 led to the filing of this writ petition. The defect noticed is that the petitioner is not a registered dealer. It is also stated that the TIN used is that of the 2nd respondent and the consignee is the 3rd respondent. In any case, those are matters for an enquiry and in the meanwhile question is one of releasing the vehicle and the goods.

Learned counsel for the writ petitioner offers to furnish bank guarantee for the full amount. This is accepted and therefore the 1st respondent is directed to release the vehicle and the goods on the petitioner furnishing a bank guarantee for the sum due. Thereafter further adjudication will be done by the officer concerned.

Writ petition is disposed of.

ANTONY DOMINIC, JUDGE.

Rp